

REMARKS

In the Office Action dated October 9, 2003, claims 1-12 were rejected under 35 U.S.C. §102(e) as being anticipated by Hancock, U.S. Patent No. 6,295,502, hereinafter “the ‘502 patent.” In this reply, claims 1, 2, 7 and 8 are amended and claims 31-39 are newly added.

As amended, claim 1 calls for automatically and repetitively inferring a current position of a cellular mobile unit utilizing a radio signal between said mobile unit and a cell site associated with a cellular network, said current position inferred by correlating the location of said mobile unit within said network for a given period of past time with geographic information corresponding to the location. Amended claim 7 includes similar limitations. It is respectfully submitted that the ‘502 patent fails to disclose using past cellular trend data and geographic data to infer a current position of a cellular mobile unit.

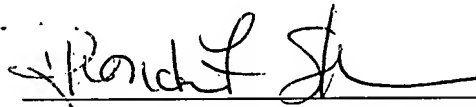
For example, in the Office Action, step 1602 of Figure 16 is cited as locating a cell user. *See* Paper No. 5 at page 2. Indeed, pursuant to step 1602 of the process outlined in Figure 16, an automatic location identifying (ALI) device 1406 determines a current location of a portable computing device 1302. Column 27, lines 50-54. The ALI device 1406 may use cellular network triangulation methods to determine the location of the device 1302. Column 24, lines 19-28; column 26, lines 41-52. Thus, pursuant to the ‘502 patent, current location is obtained in a manner different than claimed. As such, amended claims 1 and 7 and the claims depending there from are not believed to be anticipated by the ‘502 patent.

In view of the amendments and remarks above, the application is believed to be in condition for allowance. The Examiner's furtherance toward this end is respectfully requested.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 20-1504 (ITL.0629US).

Respectfully submitted,

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